

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

PTO/SB/21 (09-04) (AW 10/2004)
Approved for use through 7/31/2006. OMB 0651-0031
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

B 2653
TW

TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	09/774,347
	Filing Date	01/31/2001
	First Named Inventor	Hideki Kuwajima
	Art Unit	2653
	Examiner Name	George J. Letscher
Total Number of Pages in This Submission	Attorney Docket No.	YAO-4337US

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> After Allowance Communication to TC
<input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/Declaration(s)	<input checked="" type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Power of Attorney, Revocation, Change of Correspondence Address	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> Other Enclosure(s) (please identify below): Postcard
<input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	Remarks:	

SIGNATURE OF APPLICANT, ATTORNEY OR AGENT			
Firm Name	RatnerPrestia		
Signature			
Printed Name	Daniel N. Calder		
Date	October 6, 2005	Registration No.	27,424

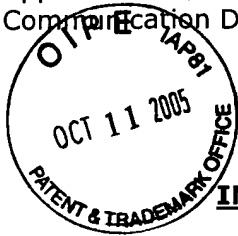
CERTIFICATE OF TRANSMISSION / MAILING			
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:			
Signature			
Typed or Printed Name	Denise R. Marshall	Date	October 6, 2005

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Office, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, ALEXANDRIA, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Appln: No. 09/774,347
Communication Dated October 6, 2005

YAO-4337US



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appln. No: 09/774,347
Applicant: Hideki Kuwajima
Filed: January 31, 2001
Title: HEAD SUPPORT MECHANISM AND THIN FILM PIEZOELECTRIC
ACTUATOR
T.C./A.U.: 2653
Examiner: George J. Letscher
Confirmation No.: 2586
Docket No.: YAO-4337US

PETITION UNDER 37 C.F.R. §1.181 FOR
CONSIDERATION OF INFORMATION DISCLOSURE STATEMENT
AND ENTRY OF SUPPLEMENTAL NOTICE OF ALLOWANCE

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

This Petition is being filed in response to the Notice of Allowance dated September 22, 2005.

On the Notice of Allowability, the Examiner indicated that the allowed claims are claims 1 and 15-44. But on page 2 under Examiner's Amendment, the Examiner has cancelled claims 15-28. There appears to be a typographical error on the Notice of Allowability. Applicants request that a Supplemental Notice of Allowability be issued to indicate the allowed claims.

In addition, Applicants request that the Examiner consider and make of record page 2 of the Supplemental Information Disclosure Statement filed January 23, 2004. Enclosed is a copy of the documents filed and a copy of the return receipt postcard, date-stamped by the USPTO on January 26, 2004. The Supplemental Information Disclosure Statement was properly filed.

It is respectfully requested that issuance of the above-identified application be suspended until the Supplemental Notice of Allowability has been

Appln: No. 09/774,347
Communication Dated October 6, 2005

YAO-4337US

entered and the Supplemental Information Disclosure Statement has been considered in its entirety.

Respectfully submitted,



Daniel N. Calder, Reg. No. 27,424
Attorney for Applicant

DNC/drm

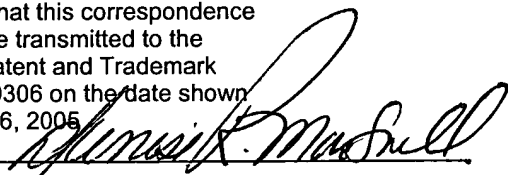
Enclosure: Copy of Supplemental IDS

Dated: October 6, 2005

P.O. Box 980
Valley Forge, PA 19482-0980
(610) 407-0700

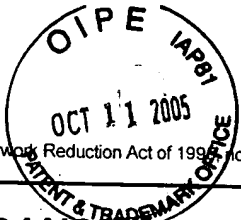
The Commissioner for Patents is hereby authorized to charge payment to Deposit Account No. **18-0350** of any fees associated with this communication.

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office 703/872-9306 on the date shown below. October 6, 2005



Denise R. Marshall

LCF_I:\YAO\4337US\COMMUNICATION-01.DOC



Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

PTO/SB/21 (05-03) (AW 07-03)

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Approved for use through 04/30/2003. OMB 0651-0031

TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	09/774,347
	Filing Date	January 31, 2001
	First Named Inventor	Hideki Kuwajima, et al.
	Art Unit	2653
	Examiner Name	George J. Letscher
Total Number of Pages in This Submission	Attorney Docket No.	YAO-4337US

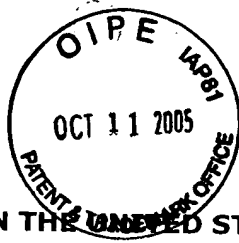
ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/Declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input checked="" type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation, Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): PTO/SB/08a (2) pages (4) References and (1) Australian Search Report
Remarks:		

SIGNATURE OF APPLICANT, ATTORNEY OR AGENT		
Firm or Individual	Daniel N. Calder	Registration No. (Attorney/Agent) 27,424
Signature	<i>Daniel N. Calder</i>	
Date	January 23, 2004	

CERTIFICATE OF TRANSMISSION / MAILING			
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this date:			
			January 23, 2004
Name (Print/Type)	Vickie Jones		
Signature	<i>Vickie Jones</i>	Date	January 23, 2004

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, ALEXANDRIA, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appln. No: 09/774,347
Applicant: Hideki Kuwajima, et al.
Filed: January 31, 2001
Title: HEAD SUPPORT MECHANISM AND THIN FILM PIEZOELECTRIC ACTUATOR
TC/A.U.: 2653
Examiner: George J. Letscher
Conf. No.: 2586

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Pursuant to 37 C.F.R. §§ 1.97 and 1.98 and to the duty of disclosure set forth in 37 C.F.R. § 1.56, the Examiner in charge of the above-identified application is requested to consider and make of record the references listed on the PTO 1449 (R&P) submitted herewith. A copy of each of the listed references is also enclosed.

Although the information submitted herewith may be "material" to the Examiner's consideration of the subject application, this submission is not intended to constitute an admission that such information is "prior art" as to the claimed invention.

In accordance with 37 C.F.R. § 1.97(g), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made.

More than three months have elapsed since the filing of the above-referenced application and/or a first (non-Final) Official Action has been received. No Final Action or Notice of Allowance has yet been received and it is presumed that none has yet been mailed. Accordingly, as more specifically indicated below, a statement as required by 37 C.F.R. § 1.97(c) is provided herewith.


STATEMENT

The undersigned hereby states that

☒ each item of information disclosed in the Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the Information Disclosure Statement.

☐ no item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and to the knowledge of the person signing this statement after making reasonable inquiry, no item of information contained in the Information Disclosure Statement was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months before the filing of the Information Disclosure Statement.

Respectfully submitted,



Daniel N. Calder (Reg. No. 27,424)
Attorney for Applicants

DNC/vj

Enclosures: PTO Form 1449
(4) References
Australian Search Report
Transmittal Form

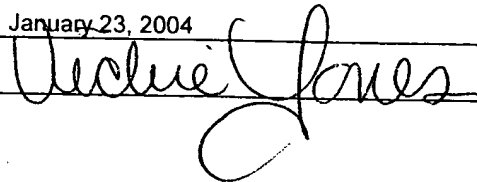
Dated: January 23, 2004

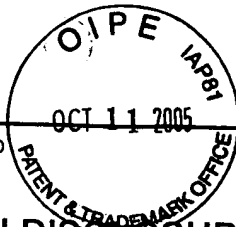
☒ P.O. Box 980
Valley Forge, PA 19482
(610) 407-0700

The Commissioner for Patents is hereby authorized to charge payment to Deposit Account No. 18-0350 of any fees associated with this communication.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on:

January 23, 2004





(AW 08/03)

Substitute for Form 1449A/PTO

**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

SHEET 1 of 2

Complete if Known

Application Number	09/774,347
Filing Date	January 31, 2001
First Named Inventor	Hideki Kuwajima, et al.
Art Unit	2653
Examiner Name	George J. Letscher
Attorney Docket No.	YAO-4337US

U.S. PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Document Number	Publication Date (MM-DD-YYYY)	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number - Kind Code ² (if known)			
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			

FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date (MM-DD-YYYY)	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁶
		Country Code ³ - Number ⁴ - Kind Code ⁵ (if known)				
		WO 98/19304 A1	05-07-1998	TDK Corp.	Entire Document	<input type="checkbox"/>
		WO 98/27547 A	06-25-1998	Seagate Technology, Inc.	Entire Document	<input type="checkbox"/>
		WO 99/01901 A1	01-14-1999	Kabushiki Kaisha Tokai Rika Denki Seisakusho	Entire Document	<input type="checkbox"/>
		EP 591885 B1	01-28-1998	Matsushita Electric Industrial Co., Ltd.	Entire Document	<input type="checkbox"/>
						<input type="checkbox"/>

Examiner
SignatureDate
Considered

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to Applicant.

¹Applicant's unique citation designation number (optional).

²See Kind Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04.

³Enter Office that issued the document, by the two-letter code (WIPO Standard St.3).

⁴For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document.

⁵Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible.

⁶Applicant is to place a check mark here if English language translation is attached.

The collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.



Date: 1/23/04

Assistant Commissioner for Patents:

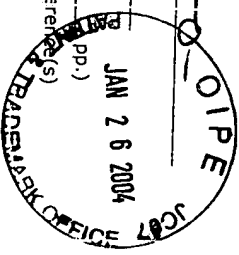
Please acknowledge receipt of the document(s) described below by imprinting the Patents & Trademark Office "date-stamp" hereon and returning this card to the addressee on the reverse side.

FILE NO.: 100-433745 FEE DUE? YES or NO AMT. ENCD. \$ 0 OIPE

NAME: Hudak, Kuwajima, et al

- ☐ Specification (____ pp.)
- ☒ IDS & PTO 1449 (4 pp.)
- ☐ Copy of Search Report
- ☐ Claim to Right of Priority
- ☐ Response to Missing Parts
- ☐ Declaration & POA (____ pp.)
- ☐ Petition for Ext. of Time (____ mp.)
- ☐ Utility Transmittal
- ☐ Amendment (____ pp.)
- ☐ Issue Fee/Publication Fee
- ☐ Response to OA (____ pp.)
- ☐ Drawing(s) (____ pp.)
- ☐ Copy of _____ Reference(s)
- ☐ Form 139
- ☒ Priority Document(s) (____ pp.)
- ☐ Transmittal Form
- ☐ Assignment & Form 1595 (____ pp.)
- ☐ Fee Transmittal
- ☐ Preliminary Amendment (____ pp.)
- ☐ Formal Drawing(s) (____ pp.)

RECEIVED
FEB 2 2004
Patents & Trademark Office



Serial No.: 09/774,347
4 Reps. + dust. Search Report